

HOUSE JOINT RESOLUTIONS

abled persons as such Government may offer not inconsistent with restrictions herein set forth."

Sec. 2. The foregoing Constitutional Amendment shall be submitted to a vote of the qualified voters of this State at an election to be held on the first Tuesday after the first Monday in November, 1958, at which election all ballots shall have printed thereon the following:

"FOR the amendment to the Constitution giving the Legislature the power to authorize vendor payments for medical care in addition to the amount paid in the form of direct public assistance to and on behalf of needy recipients of Old Age Assistance, Aid to the Blind, Aid to Dependent Children or Aid to the Permanently and Totally Disabled; providing for the acceptance of funds from the Federal Government for the purpose of paying such assistance; and providing that the expenditure out of State Funds for such purposes shall never exceed the amounts so expended out of Federal funds"; and

"AGAINST the amendment to the Constitution giving the Legislature the power to authorize vendor payments for medical care in addition to the amount paid in the form of direct public assistance to and on behalf of needy recipients of Old Age Assistance, Aid to the Blind, Aid to Dependent Children or Aid to the Permanently and Totally Disabled; providing for the acceptance of funds from the Federal Government for the purpose of paying such assistance; and providing that the expenditure out of State funds for such purposes shall never exceed the amounts so expended out of Federal funds."

Sec. 3. The Governor of the State of Texas is hereby directed to issue the necessary proclamation for said election and have the same published and held as required by the Constitution and the Laws of the State of Texas.

Adopted by the House, April 9, 1957: Yeas 126, Nays 4; the House concurred in Senate amendments, May 23, 1957: Yeas 110, Nays 0; passed the Senate, as amended, May 22, 1957: Yeas 30, Nays 0.

Approved June 6, 1957.

Filed with the Secretary of State, June 10, 1957.

To be voted at election held Nov. 4, 1958.

RETIREMENT, DISABILITY AND DEATH COMPENSATION FUND FOR STATE OFFICERS AND EMPLOYEES

H. J. R. No. 37

Proposing an amendment to Subsection (a) of Section 62, Article XVI of the Constitution of Texas, relating to establishment of a retirement, disability and death compensation fund for officers and employees of the State.

Be it resolved by the Legislature of the State of Texas:

Section. 1. That Subsection (a) of Section 62, Article XVI of the Constitution of the State of Texas be amended so as to read hereafter as follows:

"Section 62. (a) The Legislature shall have the authority to levy taxes to provide a State Retirement, Disability and Death Compensation Fund for the officers and employees of the State, and may make such reasonable inclusions, exclusions, or classifications of officers and employees of this State as it deems advisable. The Legislature may also include officers and employees of judicial districts of the State who are or have been compensated in whole or in part directly or indirectly by the State, and may make such other reasonable inclusions, exclusions, or classification of officers and employees of judicial districts of this State as it deems

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advisable. Persons participating in a retirement system created pursuant to Section 1-a of Article V of this Constitution shall not be eligible to participate in the Fund authorized in this Subsection; and persons participating in a retirement system created pursuant to Section 48-a of Article III of this Constitution shall not be eligible to participate in the Fund authorized in this Subsection except as permitted by Section 63 of Article XVI of this Constitution. Provided, however, any officer or employee of a county as provided for in Article XVI, Section 62, Subsection (b) of this Constitution, shall not be eligible to participate in the Fund authorized in this Subsection, except as otherwise provided herein. The amount contributed by the State to such Fund shall equal the amount paid for the same purpose from the income of each such person, and shall not exceed at any time five per centum (5%) of the compensation paid to each such person by the State.

"All funds provided from the compensation of such person or by the State of Texas for such Retirement, Disability and Death Compensation Fund, as are received by the Treasury of the State of Texas, shall be invested in bonds of the United States, or in bonds issued by any agency of the United States Government, the payment of the principal of and interest on which is guaranteed by the United States; or in such other securities as are now or hereafter may be permitted by law as investments for the Permanent University Fund or for the Permanent School Fund of this State, under the same limitations and restrictions imposed by the Constitution for investment of those funds and subject to such regulations as the Legislature may provide. However, a sufficient amount of said Fund shall be kept on hand to meet the immediate payment of the amount likely to become due each year out of said Fund, such amount of funds to be kept on hand to be determined by the agency which may be provided by law to administer said Fund.

"Should the Legislature enact enabling laws in anticipation of the adoption of this Amendment, such legislation shall not be invalid by reason of its anticipatory character."

Sec. 2. The foregoing Constitutional Amendment shall be submitted to a vote of the qualified electors of this State at a special election to be held throughout the State on the first Tuesday after the first Monday in November, 1957, at which election all ballots shall have printed thereon the following:

"FOR the Constitutional Amendment amending Subsection (a) of Section 62, Article XVI of the State Constitution, relating to establishment of a retirement, disability and death compensation fund for officers and employees of the State."

"AGAINST the Constitutional Amendment amending Subsection (a) of Section 62, Article XVI of the State Constitution, relating to establishment of a retirement, disability and death compensation fund for officers and employees of the State."

Sec. 3. The Governor of the State of Texas is hereby directed to issue the necessary proclamation for said special election and this Amendment shall be published and the election held as required by the Constitution and laws of this State.

Adopted by the House, April 30, 1957: Yeas 129, Nays 0; passed by the Senate, May 13, 1957: Yeas 28, Nays 0.

Approved May 22, 1957.

Filed with the Secretary of State, May 23, 1957.